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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/405,731	09/24/1999	THOMAS L. DISTEFANO III	6676.5	9812
31292	7590	11/17/2005	EXAMINER	
CHRISTOPHER & WEISBERG, P.A. 200 EAST LAS OLAS BOULEVARD SUITE 2040 FORT LAUDERDALE, FL 33301			GRAHAM, CLEMENT B	
			ART UNIT	PAPER NUMBER
			3628	

DATE MAILED: 11/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/405,731	DISTEFANO III, THOMAS L.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Clement B. Graham	3628	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) Responsive to communication(s) filed on 19 July 2004.
- 2a) This action is FINAL.                            2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-20 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \* c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
 Paper No(s)/Mail Date \_\_\_\_\_.
- 4) Interview Summary (PTO-413)  
 Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) Notice of Informal Patent Application (PTO-152)
- 6) Other: \_\_\_\_\_.

## DETAILED ACTION

1. Claims 1-20 remained pending.

### *Claim Rejections - 35 USC § 102*

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-20, are rejected under 35 U.S.C. 102(e) as being [anticipated] by Ludwig et al (Hereinafter Ludwig U.S. Patent No.6, 816, 904.

As per claim 1, Ludwig discloses a method for moderating external access to an electronic document authoring, development and distribution system comprising the steps of :

identifying a third party requesting access o said: electronic document authoring, development and distribution system;

permitting restricted access o said third: party to selected functions of said: electronic document authoring. development and distribution system; and, eliminating all access restrictions to said selected functions in said electronic document authoring (see column 21 lines 4-30 and column 7-12 lines 1-65)

development and distribution system which were imposed in said permitting step when said third party registers as a registered user of said electronic document authoring, development and distribution system.(Note abstract and see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 2, Ludwig discloses wherein said permitting step comprises the steps of :

first disabling in said system all document saving functionality;

second disabling in said system all document copying functionality;

third disabling in said system all document downloading functionality; and, permitting access to said system subsequent to said first, second and third disabling steps. (see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 3, Ludwig discloses wherein said accepting step comprises the steps of :

accepting credit-card information from said third party;  
submitting said credit card information to a corresponding credit card authorization system and, retrieving payment authorization from said authorization system. (see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 4, Ludwig discloses wherein said accepting step comprises the steps: accepting credit card information from said third party submitting said credit card information to a corresponding credit card authorization system and retrieving payment authorization from said authorization system. (see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 5, Ludwig discloses wherein said removing step comprises the first enabling in said system all document saving functionality; second enabling in said system all document copying functionality, third enabling in said system all document downloading functionality; and, permitting access to said system subsequent to said first, second and third enabling steps. (see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 6, Ludwig discloses further comprising the steps of : accepting a request from said registered user for a unique URL;  
registering said unique URL on behalf of said registered user; and, associating said unique URL with a Web site commissioned by said registered user and posted for Internet viewing said system.(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 7, Ludwig discloses further comprising the steps of : accepting a request from said registered user to submit a URL associated with a Web site commissioned by said registered user to a plurality of Web search engines;  
retrieving a list of said Web search engines selected by said registered user;

Art Unit: 3628

and, submitting said URL to each Web search engine contained in said list.(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 8, Ludwig discloses further comprising the steps of : accepting electronic submissions of Web assets from said third party; storing said accepted Web assets in a Web asset database; and, compensating said third party for subsequent distribution of said Web assets. (see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 9, Ludwig discloses wherein said accepting step comprises the permitting an upload of said Web assets from said third party; screening said uploaded Web assets for marketable content; and, accepting spid 'screened uploaded Web assets for distribution on said system. .(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 10, Ludwig discloses wherein said compensating step comprises for each Web asset used by a registered user in forming a Web page, crediting a credit card account of said third party author in compensation for said use by said registered user of said Web asset corresponding to said third party author.(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 11, Ludwig discloses a computer apparatus programmed with a routine set of instructions stored in a fixed medium, said apparatus comprising: means for identifying a third party requesting; access to an electronic document authoring, development and distribution system; means for permitting restricted access to said third party to selected functions of said electronic document authoring development and distribution system.(see column 21 lines 4-30 and column 7-12 lines 1-65) and means for eliminating all access restrictions to said selected functions in said electronic document authoring. development and distribution system which were imposed in said permitting step when said third party registers as a registered user of said electronic document authoring, development and distribution system. .(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 12, Ludwig discloses wherein said permitting means comprises:

first means for disabling in said system all document saving functionality; second means for disabling in said system all document copying functionality .(see column 21 lines 4-30 and column 7-1 lines 1-650) third means for disabling in said system all document downloading functionality; and, means for permitting access to said system subsequent to said first, second and third disabling by said first, second and third disabling means.(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 13, Ludwig discloses wherein said eliminating means comprises:

means for accepting payment from said third party; means for recognizing said third party as a registered user; and, means for removing access restrictions to said system imposed on said registered third party by said permitting means. .(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 14, Ludwig discloses wherein said accepting means comprises: means for accepting credit card information from said third party, means for submitting said credit card information to a corresponding credit card authorization system; and, means for retrieving payment authorization from said authorization system. .(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 15, Ludwig discloses wherein said removing means comprises:

first means for enabling in said system all document saving functionality; second means for enabling in said system all document copying functionality; third means for enabling in said system all document downloading functionality; and, means for permitting access to said system subsequent to said first, second and third enabling by said first, second and third enabling means. (see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 16, Ludwig discloses further comprising:  
means for accepting a request from said registered user for a unique URL;

means for registering said unique URL on behalf of said registered user; and, means for associating said unique URL with a Web site commissioned by said registered user and posted for Internet viewing said system. (see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 17, Ludwig discloses further comprising:

means for accepting a request from said registered user to submit a URL associated with a Web site commissioned by said registered user to a plurality of Web search engines;

means for retrieving a list of said Web search engines selected by said registered user; and, means for submitting said URL to each Web search engine contained in said list.(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 18, Ludwig discloses further comprising:

means for accepting electronic submissions of Web assets from said third party ; means for storing said accepted Web assets in a Web asset database; and, means for compensating said third party for subsequent distribution of said Web assets. .(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 19, Ludwig discloses wherein said accepting means comprises:

means for permitting an upload of said Web assets from said third party; means for screening said uploaded Web assets for marketable content; and, means for accepting said screened uploaded Web assets for distribution on said system. .(see column 21 lines 4-30 and column 7-12 lines 1-65).

As per claim 20, Ludwig discloses wherein said compensating means comprises: for each Web asset used by a registered user in forming a Web page, means for identifying a third party author corresponding to said Web asset; and, means for crediting a credit card account of said third party author in compensation for said use by said registered user of said Web asset corresponding to said third party author. (see column 21 lines 4-30 and column 7-1 lines 1-650).

### **Conclusion**

### **Response to Arguments**

Art Unit: 3628

3. Applicant's arguments files on 07/19/2004 have been fully considered but they are moot in view of new grounds of rejections.

Any inquiry concerning this communication from the examiner should be directed to Clement Graham at (703) 305-1874. The examiner can normally be reached on Monday, Tuesday, and Wednesday from 5:30AM. to 6:00PM.

4. If any attempt to reach the examiner by telephone is unsuccessful, the examiner's supervisor, Hyung S. Sough can be reached on (703) 305-0505.

The Official Fax Number for TC-3600 is: (703) 305-7687

Clement Graham

Patent Examiner

November 11, 2005

  
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AU 3628